

**IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF  
ALABAMA NORTHERN DIVISION**

**ROBBIE AUTERY and  
SHANE FULMER,**

**Plaintiffs,**

**V.**

**CASE NO. 08-CV-41-WC**

**KEVIN DAVIS, in his official capacity  
as Sheriff of Chilton county, Alabama,  
and individually,**

**Defendant.**

## ACCEPTANCE AND WAIVER

TROY KING, Attorney General of the State of Alabama, acknowledges service of the **Notice That Case Involves Constitutionality of State Statute Filed by Kevin Davis** in the above-styled cause pursuant to §6-6-227 *Code of Alabama*, 1975 (Attached). The Attorney General, having filed this Acceptance and Waiver in this action, hereby waives any further service upon him of any pleadings, discovery and other matters filed in this cause and presently waives the right to be heard.

Respectfully submitted,

TROY KING, KIN047  
ATTORNEY GENERAL

/s/Billington M. Garrett  
BILLINGTON M. GARRETT  
ASSISTANT ATTORNEY GENERAL

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 15th day of May, 2008, I electronically filed the foregoing with the Clerk of the Court, using CM/ECF system which will send notification of such filing to the following registered persons:

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§6-6-227. Persons to be made parties; rights of persons not parties.

All persons shall be made parties, who have, or claim, any interest which would be affected by the declaration, and no declaration shall prejudice the rights of persons not parties to the proceeding. In any proceeding which involves the validity of a municipal ordinance, or franchise, such municipality shall be made a party and shall be entitled to be heard; and if the statute, ordinance, or franchise is alleged to be unconstitutional, the Attorney General of the state shall also be served with a copy of the proceeding and be entitled to be heard. (Act 1935, No. 355, p. 777; Code 1940, T.7, § 166.)